

Mark Mausert  
NV Bar No. 2398  
Cody Oldham  
NV Bar No.14594  
729 Evans Avenue  
Reno, NV 89512  
(775) 786-5477  
Fax (775) 786-9658  
[mark@markmausertlaw.com](mailto:mark@markmausertlaw.com)  
*Attorneys for Plaintiff*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

BOBBY BONNET,

Case No.: 3:18-cv-00159-HDM-WGC

**Plaintiff,**

VS.

STATE OF NEVADA, DEPARTMENT  
OF TRANSPORTATION DIVISION AND  
DOES I-X,

**STIPULATION AND ORDER TO  
FILE AN AMENDED COMPLAINT IN  
LIEU OF A RESPONSE TO  
DEFENDANT'S MOTION TO DISMISS**

Defendants.

1

Plaintiff, BOBBY BONNET, and Defendants STATE OF NEVADA ex. rel. DEPARTMENT OF TRANSPORTATION DIVISION, by and through their undersigned counsels of record, hereby stipulate and respectfully request an Order granting the stipulation to file an amended complaint in lieu of a response to the defendant's motion to dismiss filed on May 9, 2018.

11

11

11

11

11

11

11

1 Plaintiff requests this Order because service of process has been effected in accordance  
2 with Fed. R. Civ. P. 4, NRS 41.031 and NRS 408.611, and the proposed Amended Complaint  
3 will therefore at least partially moot Defendant's Motion to Dismiss (ECF No. 9). By way of this  
4 Stipulation, Defendant does *not* concede that the claims in the Amended complaint have merit or  
5 that the Court now has jurisdiction over all of the claims; however, Defendant agrees to withdraw  
6 its Motion to Dismiss and allow Plaintiff to file his Amended Complaint. If the Court enters the  
7 requested Order, Defendant reserves the right to move for dismissal of the Amended Complaint.

8

9 DATED this 6<sup>th</sup> day of June, 2018.

10 MARK MAUSERT LAW OFFICE

11 /s/ Mark Mausert  
12 MARK MAUSERT  
CODY OLDHAM

13 Attorneys for Plaintiff

15 IT IS SO ORDERED.

16 DATED this 7th day of June, 2018.

DATED this 6<sup>th</sup> day of June, 2018.

ADAM PAUL LAXALT  
Attorney General

/s/ Cameron Vandenberg  
CAMERON P. VANDENBERG  
Chief Deputy Attorney General

Attorney for Defendant NDOT

  
UNITED STATES DISTRICT JUDGE